



United States Department of the Interior

BUREAU OF LAND MANAGEMENT

Ely District

702 North Industrial Way, HC 33 Box 33500

Ely, NV 89301

http://www.blm.gov/nv/st/en/fo/ely_field_office.html



In Reply Refer To:
9210 (NVL0200)

DECISION RECORD

Burnt Canyon Wildland Urban Interface Fuels Reduction Project DOI-BLM-NV-L020-2011-0016-EA

Background

The Bureau of Land Management has completed planning and an environmental assessment (EA) to conduct a wildland urban interface project within the vicinity of the private land in Burnt Canyon within the White Rock Range. The purpose of the action is to reduce hazardous fuels and the threat of wildfire to the private property and structures within Burnt Canyon. The total project area perimeter includes approximately 558 acres, although only an estimated 75 percent of the total acreage (approximately 418 acres) within the boundary is targeted for treatment. On February 7, 2012 a Finding of No Significant Impact (FONSI) for the Burnt Canyon Wildland Urban Interface Fuels Reduction Project was signed. The FONSI was based on environmental effects disclosed in EA (DOI-BLM-NV-L020-2011-0016-EA) that was completed for the project. The FONSI demonstrates that an environmental impact statement pursuant to Section 102(C) of the National Environmental Policy Act is not required. The above referenced FONSI and EA are attached to this decision.

Decision

It is my decision to implement the Burnt Canyon Wildland Urban Interface Fuels Reduction Project as described in the proposed action of the attached EA (DOI-BLM-NV-L020-2011-0016-EA). All actions, mitigation measures, standard operating procedures and monitoring as described in the proposed action will be incorporated during project implementation.

This decision is in conformance with fire management, vegetation, and forest/woodland product resource goals, objectives and decisions as described in the Ely District Resource Management Plan (2008). This decision also complies with the Healthy Forest Restoration Act (2003). The decision is also consistent with plans and policies of neighboring local, county, state and federal agencies and governments including A Collaborative Approach for Reducing Wildland Fire Risks to Communities and the Environment, Ten-Year Comprehensive Strategy (2001), and Healthy Forests Initiative for Wildfire Prevention and Stronger Communities (2002).

Rationale

The decision to implement the proposed action of the Burnt Canyon Wildland Urban Interface Fuels Reduction Project was selected as it will best meet the need purpose and need for action. Implementation of treatments outlined in the EA will reduce the fuel loading and continuity thus reducing the threat of wildfire the structures and private property in Burnt Canyon.

Public Involvement

On February 2, 2011, a letter was mailed indicating the BLM's intent on initiating the planning and public scoping processes and describing the project goals to groups and individuals who have expressed an interest in participating in fuels reduction projects as well as state, county and federal agencies. The Ely District Native American Coordinator sent a letter discussing the proposed action and alternatives to the Native American Tribes on April 25, 2011. A letter requesting a site visit was received from the Duckwater Shoshone Tribe. On May 12, 2011 a field tour of the proposed project was conducted with Duckwater Shoshone Tribe representative Mr. Chruchill.

Comments received from the public during the initial planning stages, and public scoping period, and field trip were in support of the project and a request to remain on the project mailing list were received.

On May 31, 2011, the preliminary EA was mailed to the interested public who responded to the scoping letter, a notice was placed under "Environmental Assessments" at http://www.blm.gov/nv/st/en/fo/ely_field_office.html and an article was placed in the Lincoln County Record on June 16, 2011. The preliminary EA was provided to the Nevada State Clearinghouse for their agencies review. The public review and comment period on the preliminary EA ended on June 30, 2011. During the review and comment period responses were received from four agencies. These responses indicated support for the project. One comment received from the USDA Natural Resources Conservation Service requested that an additional area to the west of the original project be included in the environment assessment. This area is still within Burnt Canyon and will help them expand and improve a project that they are implementing on private property. Comments and questions relevant to the proposed project were considered and incorporated into the Final EA.

Appeal Procedures

All of the documents supporting this decision are available for review by the public.

Appeal procedures for this decision are outlined in Title 43 of the Code of Federal Regulations (CFR), Part 4.

In accordance with Title 43 CFR 4.410, any party to a case who is adversely affected by the decision of an officer of the Bureau of Land Management shall have a right to appeal to the Interior Board of Land Appeals (Board). In accordance with Title 43 CFR 4.411, a person who

wishes to appeal the decision must file a notice that he wishes to appeal in the office of the authorized officer who made the decision. In accordance with Title 43 CFR 4.413, within 15 days of filing the notice of appeal and any petition for stay, the appellant also must serve a copy of the appeal and any petition for stay on any person named in the decision and on the Office of the Solicitor in the manner prescribed in Title 43 CFR 4.401(c). The office to file notice of appeal and a copy of the notice to appeal:

Bureau of Land Management
Ely District Office
HC 33 Box 33500
Ely, NV 89301

and a copy to

Office of the Regional Solicitor
Pacific Southwest Region
U.S. Department of the Interior
2800 Cottage Way, Room E-2753
Sacramento, CA 95825-1890

A person served with the decision being appealed must transmit the notice of appeal in time for it to be filed in the office where it is required to be filed within 30 days after the date of service. In accordance with Title 43 CFR 4.411 (b), the notice of appeal may include a statement of reasons for the appeal, a statement of standing if required by Title 43 CFR 4.412 (b), and any arguments the appellant wishes to make. In accordance with Title 43 CFR 4.412 (a), if the notice of appeal did not include a statement of reasons for the appeal or the appellant wishes to file additional statements of reasons, the appellant shall file such statements with the Board within 30 days after the appeal was filed. The address to file such statements to the Board is:

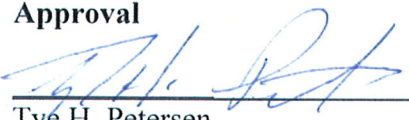
Board of Land Appeals
Office of Hearings and Appeals
801 North Quincy Street
Arlington, VA 22203

If statement of reasons for appealing were filed with the "Notice of Appeal", no additional statement is necessary.

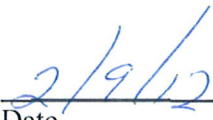
Pursuant to Title 43 CFR 4.21 (b), an appellant also may petition for a stay of the final decision pending appeal by filing a petition for stay along with the notice of appeal.

At the conclusion of any document that a party must serve, the party or its representative must sign a written statement certifying that service has been or will be made in accordance with the applicable rules and specifying the date and manner of such service [Title 43 CFR 4.422 (c)(2)].

Approval



Tye H. Petersen
Fire Management Officer
Ely District



Date